

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY  
CAMDEN VICINAGE**

**IN RE PAULSBORO  
DERAILMENT CASES**

**MASTER DOCKET NO.:**

**1:13-CV-784 (RBK/KMW)**

**RONALD MORRIS, *et al.***

**Plaintiffs,**

**CIV NO. 1:13-cv-03244 (RBK/KMW)**

**v.**

**CONSOLIDATED RAIL  
CORPORATION, *et al.*,**

**Defendants.**

**PLAINTIFFS' NOTICE OF APPEAL**

Notice is hereby given that Plaintiffs Ronald Morris and Kristen Pickel hereby appeal to the United States Court of Appeals for the Third Circuit pursuant to 28 U.S.C. § 1291 from District Court Orders entered in this case and Trial Errors made in this case as follows:

(1) August 4, 2015 (Master Docket ECF No. 911 / Individual Docket ECF No.

137) granting Defendant's motions *in limine* to exclude experts Stephen M.

Timko and Carl F. Morey;

(2) August 6, 2015 Order (Master Docket ECF No. 915 / Individual Docket ECF

No. 138) denying Plaintiffs' motion *in limine* to exclude expert Greg Yarwood;

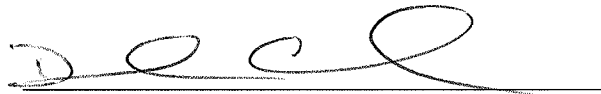
(3) August 6, 2015 Order (Master Docket ECF No. 916/Individual Docket ECF No.

140) granting Defendant's motion *in limine* to exclude expert Omowunmi

Osinubi;

- (4) August 18, 2015 Order (Master Docket ECF No. 941 / Individual Docket ECF No. 150 (Opinion Master Docket ECF No. 940 / Individual Docket ECF No. 149)) granting Defendant's motion for partial summary judgment as to medical monitoring and fear of cancer claims;
- (5) August 20, 2015 Order (Master Docket ECF No. 944 / Individual Docket ECF No. 152) granting Defendant's motion for partial summary judgment as to Plaintiffs' claims relating to training, discipline and supervision, and granting Defendant's motion for partial summary judgment as to punitive damages;
- (6) December 17, 2015 Order (Master Docket ECF No. 1029 / Individual Docket ECF No. 186) denying Plaintiffs' motion for Rule 60(b) relief and for Rule 59(e) relief;
- (7) January 21, 2016 Order (Individual Docket ECF No. 217) granting Defendant's motion to exclude evidence of Plaintiff's fear of cancer;
- (8) Admission of the expert testimony of Dr. Dale Panzer at trial;
- (9) Admission of Defendant's inaccurate statement during its closing that Plaintiff was not evaluated by medical professionals, and failure of the trial judge to give a curative instruction regarding same; and
- (10) Exclusion of content from NTSB Factual Reports at trial.

Respectfully submitted,

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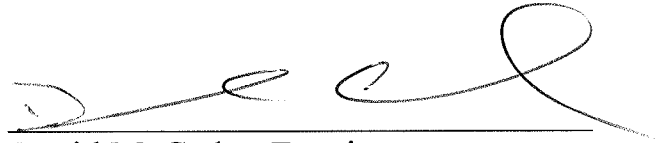
David M. Cedar, Esquire  
Cedar Law Firm, LLC  
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Cherry Hill, NJ 08003  
(856) 874-7500  
(888) 311-4899 fax  
dcedar@cedarlawfirm.com

Dated: July 19, 2016

**CERTIFICATE OF SERVICE**

I hereby certify that on this 19<sup>th</sup> day of July, 2016, I served a copy of the foregoing Notice of Appeal via the Court's electronic filing system upon all counsel of record.

Dated: July 19, 2016

A handwritten signature in black ink, appearing to read 'D. Cedar', is written over a horizontal line.

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